

FISCAL NOTE

Bill #: HB0141

Title: Felony for causing high speed pursuit

Primary Sponsor: Lange, M

Status: As Amended in House Committee

Sponsor signature	Date	Chuck Swysgood, Budget Director	Date
-------------------	------	---------------------------------	------

Fiscal Summary

	<u>FY 2004 Difference</u>	<u>FY 2005 Difference</u>
Expenditures:		
General Fund	\$648	\$0
Revenue:		
General Fund	\$6,200	\$6,200
Net Impact on General Fund Balance:	\$5,552	\$6,200

- | | |
|-----------------------------------------------------------|------------------------------------------------------------------|
| <input type="checkbox"/> Significant Local Gov. Impact | <input type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts |
| <input type="checkbox"/> Dedicated Revenue Form Attached | <input checked="" type="checkbox"/> Needs to be included in HB 2 |

Fiscal Analysis

ASSUMPTIONS:

Dept of Justice-Montana Highway Patrol

1. Arrests for fleeing from or eluding a peace officer average 62 occurrences per year. This is based on an average of the last eight years.
2. Currently, the average penalty is 10 days in jail and a \$300 fine. It is estimated that under the revised provisions of this bill the average penalty set by the judges will be 10 days in jail with a \$500 fine. So the only increase will be an increase in the fine of \$200 per instance. (62 x \$200 = \$12,400 in revenue)
3. Fifty percent or \$6,200 of the revenue goes to local governments and 50 percent or \$6,200 goes to the state general fund.

Dept of Justice-Motor Vehicle Division

4. Administrative expenses increase by \$648 in FY 2004 to add new violation codes to the driver licensing application system.

Department of Corrections

5. Based on the Dept. of Justice statistics it is assumed there would be one fatality per year that would be related to a high-speed pursuit and that does not represent a change from current law.
6. There does not appear to be any increased fiscal impact from this bill because the higher end penalties contained in Section 1(3)(c) are the same as the penalties contained in 45-5-104, MCA, for criminal negligent homicide.

Fiscal Note Request HB0141, As Amended in House Committee
(continued)

FISCAL IMPACT:

Dept of Justice

Prog 12-Motor Vehicle Division

	<u>FY 2004 Difference</u>	<u>FY 2005 Difference</u>
<u>Expenditures:</u>		
Operating Expenses	\$648	0
<u>Funding of Expenditures:</u>		
General Fund (01)	\$648	0
<u>Revenues:</u>		
General Fund (01)	\$6,200	\$6,200
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>		
General Fund (01)	\$5,552	\$6,200

EFFECT ON COUNTY OR OTHER LOCAL REVENUES OR EXPENDITURES:

Local government will receive an additional \$6,200 in fines each year.